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10 UNITED STATES BANKRUPTCY COURT
11 DISTRICT OF OREGON

12 In re

13 Van's Aircraft, Inc.,

14 Debtor.
15

Case No. 23-62260-dwh11

**DEBTOR'S MOTION TO EXTEND
TIME TO FILE MONTHLY
OPERATING REPORT FOR JANUARY
2024**

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17 Van's Aircraft, Inc., debtor and debtor-in-possession ("Debtor"), respectfully requests an
18 extension of time to March 4, 2024, to file its monthly operating report covering the month of
19 January 2024, as required by Fed. R. Bankr. Pro. Rule 2015. Debtor has conferred with the U.S.
20 Trustee's office and the Subchapter V Trustee, and they do not object to this request. In support
21 of this motion, Debtor states as follows:

22 1. On December 4, 2023 (the "Petition Date"), Debtor filed its voluntary petition for
23 relief under Subchapter V of Chapter 11 of Title 11 of the United States Code.

24 2. Debtor has continued in possession of its property and is continuing to operate
25 and manage its business as debtor-in-possession pursuant to Sections 1107(a) and 1108 of
26 Title 11 of the United States Code.

1 3. No request has been made for the appointment of a trustee or examiner. An
2 official committee of unsecured creditors has not been appointed in Debtor's case, pursuant to
3 Subchapter V.

4 4. Debtor would ordinarily be required to file its January 2024 monthly operating
5 report by February 21, 2023. Due to the ongoing complexity of Debtor's case and demands of
6 Debtor's business operations, Debtor will not be able to complete its monthly operating report by
7 the current due date. These extenuating circumstances include changes to Debtor's payroll
8 processor and 401(k) administrator, responding to supplier requests for assurances, and a
9 dramatic increase in setting up wires and ACH electronic fund transfers due to customers
10 agreeing to modified purchase agreements for kits and parts. Additionally, an experienced
11 accounting staff member retired, and while Debtor has promoted their understudy to the position,
12 the understudy position remains vacant, leaving Debtor short-staffed. Furthermore, Debtor's
13 senior staff must not only give its time and attention to the above mentioned complexities, but
14 also to negotiating with major suppliers and working on Debtor's plan of reorganization and
15 projections related thereto.

16 5. Debtor therefore requests that it be granted an extension of time of 10 days, until
17 Monday, March 4, 2024, to file its January 2024 monthly operating report. Debtor has been and
18 continues to work diligently on accurately completing the January 2024 monthly operating

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1 report, but requires the requested extension to do so. A copy of Debtor's proposed Order is
2 attached as **Exhibit 1**.

3 DATED: February 20, 2024.

4 TONKON TORP LLP

5
6 By /s/ Timothy J. Conway

7 Timothy J. Conway, OSB No. 851752
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10 Attorneys for Debtor
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EXHIBIT 1

Proposed Form of Order

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Van's Aircraft, Inc.,

Debtor.

Case No. 23-62260-dwh11

**ORDER GRANTING EXTENSION OF
TIME TO FILE MONTHLY
OPERATING REPORT FOR JANUARY
2024**

THIS MATTER having come before the Court upon Debtor's Motion to Extend Time to File Monthly Operating Report for January 2024 [ECF No. ____] (the "Motion"), and the Court being duly advised in the premises and finding good cause; now, therefore;

IT IS HEREBY ORDERED that:

1. Debtor's monthly operating report for January 2024 shall be filed on or before March 4, 2024.

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I certify that I have complied with the requirements of LBR 9021-1(a).

Presented by:

TONKON TORP LLP

By _____
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